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LONG TERM DISABILITY PLAN

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17 VALERIE ZGONC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

18 VALERIE ZGONC,) Case No.: CV07-06359 CW
19 Plaintiff,)
20 v.)
21 THE LIFE INSURANCE COMPANY OF)
NORTH AMERICA; THE INDUS)
INTERNATIONAL, INC. LONG TERM)
DISABILITY PLAN; THE VENTYX, INC.)
LONG TERM DISABILITY PLAN; and)
DOES 1 through 20, inclusive,)
24 Defendants.)
25)
Honorable Claudia Wilken

Plaintiff Valerie Zgong ("plaintiff"), and defendants The Life Insurance Company of North America ("LINA"), The Indus International, Inc. Long Term Disability Plan and The

1 Ventyx, Inc. Long Term Disability Plan (collectively referred herein as "defendants"), through
 2 their respective attorneys of record, Terrence J. Coleman, Esq. and Brian H. Kim, Esq., of
 3 Pillsbury & Levinson, LLP, on behalf of plaintiff, and Dennis J. Rhodes, Esq., of Wilson, Elser,
 4 Moskowitz, Edelman & Dicker LLP, on behalf of defendants, HEREBY STIPULATE that the
 5 above-captioned matter and all claims of relief therein can be dismissed with prejudice as to all
 6 parties in its entirety pursuant to the parties' agreement to resolve the claim. Each party to bear
 7 its own fees and costs.

8 **IT IS SO STIPULATED.**

9 Date: August 26, 2008

WILSON, ELSER, MOSKOWITZ,
 EDELMAN & DICKER LLP

11 By: /s/ Dennis J. Rhodes

12 Adrienne C. Publicover
 13 Dennis J. Rhodes
 14 Attorneys for Defendants
 15 THE LIFE INSURANCE COMPANY OF
 NORTH AMERICA; THE INDUS
 INTERNATIONAL, INC. LONG TERM
 DISABILITY PLAN; THE VENTYX,
 INC. LONG TERM DISABILITY PLAN

16 Date: August 26, 2008

PILLSBURY & LEVINSON, LLP

18 By: /s/ Terrence J. Coleman

19 Terrence J. Coleman
 20 Brian H. Kim
 21 Attorneys for Plaintiff
 VALERIE ZGONC

22 **ORDER**

23 The above-captioned matter, and all claims for relief therein, is dismissed with prejudice
 24 as to all parties in its entirety pursuant to the parties' agreement to resolve the claim. Each party
 25 to bear its own fees and costs.

26 **IT IS SO ORDERED.**

27 Date: August _____, 2008

By:

Honorable Claudia Wilken
 UNITED STATES DISTRICT COURT JUDGE

1 **CERTIFICATE OF SERVICE**2 *Valerie Zgong v. The Life Insurance Company of North America, et al.*
2 USDC NDCA Case #CV07-06359 CW3 I am over the age of eighteen years and am not a party to the within cause. I am
4 employed in the City and County of San Francisco, California and my business address are 525
4 Market Street, 17th Floor, and San Francisco, California 94105-2725.

5 On this date I served the following documents:

6 **STIPULATION OF DISMISSAL WITH PREJUDICE
7 AND [PROPOSED] ORDER THEREON**8 on the part(y)(ies) identified below, through their attorneys of record, by placing true copies
8 thereof in sealed envelopes addressed as shown below by the following means of service:9 → : **By First Class Mail** -- I caused each such envelope, with first class postage thereon
10 fully prepaid, to be deposited in a recognized place of deposit of the U.S. Mail in San Francisco,
10 California, for collection to the office of the addressee following ordinary business practices.11 : **By Personal Service** -- I caused each such envelope to be given to a courier messenger
11 who personally delivered each such envelope to the office of the address.12 : **By Overnight Courier** -- I caused each such envelope to be given to an overnight mail
13 service at San Francisco, California, to be hand delivered to the addressee on the next business
13 day.14 : **Faxsimile** -- (Only where permitted. Must consult CCP §1012.5 and California Rules
15 of Court 2001-2011. Also consult FRCP Rule 5(e). Not currently authorized in N.D.CA.)

16 Terrence J. Coleman, Esq.

16 Brian H. Kim, Esq.

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19 Tel: (415) 433-8000

20 Fax: (415) 433-4816

21 **Attorneys for Plaintiff**22 I declare under penalty of perjury under the laws of the State of California that the
22 foregoing is true and correct to the best of my knowledge.

23 EXECUTED on August 26, 2008, at San Francisco, California.

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